



NCA 22-119

CLASSIFICATION: #35. SOCIAL SERVICES/PUBLIC ASSISTANCE/DONATIONS

A LAW OF THE MUSCOGEE (CREEK) NATION AMENDING MCNCA TITLE 35, CHAPTER 3, ENTITLED "MEDICAL TRAVEL ASSISTANCE"

Be it enacted by the National Council of the Muscogee (Creek) Nation:

SECTION ONE. FINDINGS. The National Council finds that:

A. The Medical Travel Assistance provides up to \$2,000.00 a lifetime while Cancer patients are eligible for \$10,000.00 a lifetime.

B. The cost of living and fuel costs have increased considerably, while the amount of assistance for Muscogee (Creek) citizens has not been increased since 2013, with the exception of increasing funds for medical travel assistance for cancer patients.

C. There is a need to amend the law to increase the amount of assistance.

SECTION TWO. AMENDMENT. This amendment shall be codified in Title 35, Chapter 3, of the Code of Laws of the Muscogee (Creek) Nation; provided that for purposes of codification of said amendment and its inclusion in pocket parts of the Code of Laws of the Muscogee (Creek) Nation, the Attorney General is hereby authorized: (1) to approve any changes related to the manner in which sections, articles, chapters and sub-chapters are designated consistent with the format in the Code of Laws published in 2010 by West Publishing Company; (2) to include footnoted references to the legislative history in said pocket parts to the Code of Laws; and (3) to note in said pocket parts any editorial correction of minor clerical or grammatical errors in the following amendment, without further National Council approval:

TITLE 35. SOCIAL SERVICES/PUBLIC ASSISTANCE/DONATIONS

CHAPTER 3. MEDICAL TRAVEL ASSISTANCE

§ 3-101. Policy

It shall be the policy of the Muscogee (Creek) Nation to assist all eligible Muscogee (Creek) Citizens who must travel over twenty-five (25) miles to receive medical treatment. Treatment includes, but is not limited to, cancer treatment, dialysis, major surgery, or mothers who deliver prematurely, etc. ~~Assistance provided includes reimbursement or pre-payment with toll fees, parking fees, gas, food and/or lodging.~~

Page 2 of 4
NCA 22-119

Assistance may be paid up to \$~~24~~20,000 a lifetime. Cancer patients may be eligible for assistance up to \$~~120~~20,000 a lifetime, ~~on a case by case basis.~~

§ 3-102. Assistance

A. Assistance provided:

1. Reimbursement or prepayment for mileage (gas) assistance will be awarded per the IRS Rate for Medical/Moving.
2. Reimbursement or prepayment for food assistance will be awarded at a rate of \$20 per appointment.
3. Lodging assistance will be reimbursable up to the government per diem rate.
4. Toll fees will be reimbursable.
5. Parking fees will be reimbursable.

§ 3-103. Eligibility

A. Applicant must be enrolled with the Muscogee (Creek) Nation. CDIB cards will not be accepted.

Exceptions:

1. Newborn – A copy of the parent's citizenship card is required, along with a parentage form from the hospital or the foot prints. One biological parent must be enrolled with the Muscogee (Creek) Nation.
2. Child under one (1) year old and not enrolled – A copy of the parent's citizenship card is required, along with the child's birth certificate showing the parents' names. One biological parent must be enrolled with the Muscogee (Creek) Nation.

B. Applicant must be in need of treatment for cancer, dialysis, major surgery, or a mother who gave birth prematurely, etc. Regular routine/sick doctor appointments are not included. Previous appointments must have occurred within the past ninety (90) days in order to be considered. Documentation must be provided.

C. Applicant must travel 25 miles or more to the medical facility or doctor office for treatment/appointment. Documentation must be provided.

~~D. Applicant must keep all receipts from tolls, parking fees, gas, food and/or lodging, etc., to be reimbursed. If the applicant receives a pre-payment, all receipts must be turned in for the amount awarded. Should the applicant not spend the amount awarded, the remaining funds must be turned in with the receipts. If funds or receipts are not turned in within 10 days of the last day of the treatment/appointment, that amount will~~

~~be deducted from the amount to be awarded on the next application. Should the applicant not comply with program guidelines, they shall not receive assistance for one (1) year. Abuse of the program shall be determined by the Social Services Manager.~~

§ 3-1034. Distribution of Payment

All checks will be issued to the applicant, the parent/legal guardian of the citizen, or vendor.

§ 3-1045. Managerial Discretion

The Social Services Manager shall have discretionary authority.

§ 3-106. Annual Appropriation

The annual appropriation for Medical Travel Assistance shall be established at Two Hundred Thousand and No/100 Dollars (\$200,000.00) beginning with the FY 24 Comprehensive Annual Budget and annually thereafter.

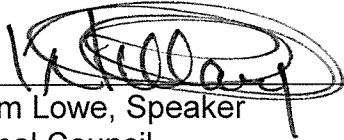
SECTION THREE. APPROPRIATION. The sum of Two Hundred Thousand and No/100 Dollars (\$200,000.00) is hereby appropriated from the Interest on Permanent Fund Account for the implementation of this Act. All unexpended funds appropriated by implementation of this Act shall be returned to the Tribal Treasury and shall be available for future appropriation by the National Council.

SECTION FOUR. AUTHORIZATION. The National Council hereby authorizes the Principal Chief or his designee to expend the sum of Two Hundred Thousand and No/100 Dollars (\$200,000.00) from the Interest on Permanent Fund Account for Medical Travel Assistance for FY 23.

SECTION FIVE. EFFECTIVE DATE. This Act shall become effective immediately upon proper approval and execution in accordance with the requirements of the Muscogee (Creek) Nation Constitution.

ENACTED by the Muscogee (Creek) National Council on this **29TH** day of **October, 2022.**

IN WITNESS WHEREOF, the Speaker of the Muscogee (Creek) National Council has hereto attached his signature.



William Lowe, Speaker
National Council
Muscogee (Creek) Nation

CERTIFICATION

I, the undersigned, certify that the foregoing is a true extract from the minutes of the Muscogee (Creek) National Council comprised of Sixteen members with **Fifteen** members attending this meeting on the **29th** day of **October, 2022** and that the above is in conformity with the provisions therein adopted by a vote of **14** in favor, **0** against and that said Law has not been rescinded or amended in any way and the above is the signature of the Speaker of the National Council.

Alicia Stroble

Alicia Stroble, Recording Secretary
Muscogee (Creek) National Council

APPROVAL

I, the Principal Chief of the Muscogee (Creek) Nation, hereby affix my signature on this 8th day of November, 2022 to the above Law, **NCA 22-119** authorizing it to become a Law under Article VI., Section VI., of the Constitution of the Muscogee (Creek) Nation.

David W. Hill

David W. Hill, Principal Chief
Muscogee (Creek) Nation

